

So Ordered.

Dated: January 14th, 2022




Whitman L. Holt
Bankruptcy Judge

* TEXT REDACTED IN AREA RESERVED FOR COURT USE PER LBR 9013-1(c)(2)(A)

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF WASHINGTON

In re

EASTERDAY RANCHES, INC., *et al.*
Debtors¹.

Chapter 11

Lead Case No. 21-00141-WLH
Jointly Administered

EASTERDAY RANCHES, INC. and
EASTERDAY FARMS,

Plaintiffs,

v.

ESTATE OF GALE A. EASTERDAY
(DECEASED), KAREN L. EASTERDAY,
CODY A. EASTERDAY, and DEBBY
EASTERDAY,

Defendants.

Adv. Pro No. 21-80050 (WLH)

**STIPULATED ~~PROPOSED~~
REVISED SCHEDULING
ORDER**

¹ Debtors, along with their case numbers, are as follows: Easterday Ranches, Inc. (21-00141) and Easterday Farms, a Washington general partnership (21-00176).

STIPULATED ~~PROPOSED~~ REVISED SCHEDULING ORDER - 1

1 ESTATE OF GALE A. EASTERDAY
2 (DECEASED), KAREN L. EASTERDAY,
3 CODY A. EASTERDAY, and DEBBY
EASTERDAY,

4 Counterclaim Plaintiffs,

5 v.

6 EASTERDAY RANCHES, INC.,
7 EASTERDAY FARMS,

8 Counterclaim Defendants.
9

10 Upon consideration of the Motion for Reconsideration [Adv. Pro. Docket
11 No. 29] and the statements of counsel and the court at the hearing on December 21,
12 2021, in the above-captioned adversary proceeding (Adv. Proc. No. 21-80050, the
13 “Adversary Proceeding”), the Adversary Proceeding will be conducted in three
14 phases as set forth in a separate to-be-entered court order.

15 IT IS HEREBY ORDERED THAT:

16 1. The following deadlines shall apply with respect to Phase 1 of the
17 Adversary Proceeding:

18 a. December 8, 2021: Plaintiffs’ deadline to file an amended
19 complaint (the “Amended Complaint”) and/or answer to the counterclaims asserted
20 by Defendants [Adv. Proc. Docket Nos. 14 and 15].

21 b. December 22, 2021: Defendants’ deadline to answer the
22 Amended Complaint.

23 c. January 12, 2022 at 11:00 a.m. (Pacific Time): Telephonic
24 status conference.

25 d. February 16, 2022 at 11:00 a.m. (Pacific Time): Telephonic
26 status conference.

STIPULATED ~~PROPOSED~~ REVISED SCHEDULING ORDER - 2

- 1 e. March 4, 2022: Deadline to identify testifying experts.
- 2 f. March 16, 2022 at 11:00 a.m. (Pacific Time): Telephonic status
3 conference.
- 4 g. March 17, 2022: Close of fact discovery.
- 5 h. March 18, 2022: Reports of testifying experts must be served.
- 6 i. April 8, 2022: Close of expert depositions.
- 7 j. Seven Days Before Final Hearing: Pretrial briefing, witness
8 lists, and exhibit lists must be filed and served.
- 9 k. Three Days Before Final Hearing: Declarations with direct
10 testimony of fact and expert witnesses must be filed and served.
- 11 l. April 15, 2022 at 11:00 a.m. (Pacific Time): Telephonic status
12 conference.
- 13 m. April 18, 2022 at 9:30 a.m. (Pacific Time): In-person trial
14 begins and continues day-to-day or as otherwise scheduled by the court until
15 complete (the “Final Hearing”).
- 16 2. Written responses to Interrogatories, Requests for Admission, and
17 Requests for Production shall be due no later than 14 days from service thereof.
18 All such written responses may be served by electronic mail. Documents shall be
19 due no later than 30 days from service of Requests for Production. All such
20 documents may be served electronically.
- 21 3. The court may modify the deadlines set forth herein for cause upon
22 motion by any party.
- 23 4. The parties may modify the discovery deadlines set forth herein by the
24 agreement of Plaintiffs and Defendants without further court approval.
- 25 5. The court shall retain exclusive jurisdiction with respect to all matters
26 arising from or related to the implementation of this order.

STIPULATED ~~PROPOSED~~ REVISED SCHEDULING ORDER - 3

1 /// END OF ORDER ///

2 IT IS SO STIPULATED:

3 TONKON TORP LLP

4 By /s/ Timothy J. Conway

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6 Ava L. Schoen, Admitted *Pro Hac Vice*
7 *Attorneys for Karen L. Easterday*
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10 *Easterday*

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20 By /s/ Jeffrey C. Misley

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25 By /s/ Timothy J. Conway

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STIPULATED ~~PROPOSED~~ REVISED SCHEDULING ORDER - 4